

*Th. G. [Signature]*  
#4

Patent  
Attorney's Docket No. 012712-652

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

REQUEST FOR FILING CONTINUATION/DIVISIONAL  
APPLICATION UNDER 37 C.F.R. § 1.53(b)

Box PATENT APPLICATION

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

This is a request for filing a ☐ continuation ☒ divisional application under 37 C.F.R.  
§ 1.53(b) of pending Application No. 09/080,349 filed on May 18, 1998, for TREATMENT  
OF T CELL MEDIATED AUTOIMMUNE DISORDERS, by the following named inventor(s):

- (a) Full Name Randolph J. Noelle  
(b) Full Name Eric Claassen  
(c) Full Name \_\_\_\_\_

- ☐ The entire disclosure of the prior application from which a copy of the oath or declaration is  
supplied herewith is considered as being part of the disclosure of the accompanying  
application and is hereby incorporated by reference therein.
- ☒ This application is being filed by less than all the inventors named in the prior application.  
In accordance with 37 C.F.R. 1.63(d)(2), the Commissioner is requested to delete the  
name(s) of the following person or persons who are not inventors of the invention being  
claimed in this application.

- (a) Full Name Eric Claassen  
(b) Full Name \_\_\_\_\_  
(c) Full Name \_\_\_\_\_

1. ☒ Enclosed is a copy of the prior Application No. 09/080,349 as originally filed on  
May 18, 1998, including copies of the specification, claims, and drawings as filed.
2. ☐ Enclosed is a revised prior application and a copy of the prior executed oath or  
declaration as filed. No new matter has been added to the revised application.
3. ☒ One statement(s) claiming small entity status ☒ are enclosed ☒ were filed in  
prior Application No. 08/481,735, filed on June 7, 1995 (parent of 09/808,349).

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4. ☒ The filing fee is calculated below ☒ and in accordance with the enclosed preliminary amendment:

CLAIMS					
	NO. OF CLAIMS		EXTRA CLAIMS	RATE	FEE
Basic Application Fee					\$760.00
Total Claims	10	MINUS 20 =	0	x \$18.00 =	0.00
Independent Claims	2	MINUS 3 =	0	x \$7800 =	0.00
If multiple dependent claims are presented, add \$270.00					0.00
Total Application Fee					380.00
If small entity status is claimed, subtract 50% of Total Application Fee					0.00
Add Assignment Recording Fee of \$40.00 if Assignment document is enclosed					0.00
TOTAL APPLICATION FEE DUE					\$380.00

5. ☐ Charge \$ \_\_\_\_\_ to Deposit Account No. 02-4800 for the fee due.
6. ☒ A check in the amount of \$ 380.00 is enclosed for the fee due.
7. ☒ The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in triplicate.
8. ☐ Cancel in this application original claims \_ of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)
9. ☒ Amend the specification by inserting before the first line the sentence: This application is a  
[ ] continuation, [X] divisional, of Application No. 09/080,349, filed May 18, 1998, which is  
a continuation of 08/481,735, filed June 7, 1995, the contents of which are incorporated  
herein by reference. NOW US PATENT NO. 5,833,984
10. ☐ Transfer the drawings from the pending prior application to this application and abandon said prior application as of the filing date accorded this application. A duplicate of this paper is enclosed for filing in the prior application file. (May only be used if signed by person authorized under 37 C.F.R. § 1.138 and before payment of issue fee.)
11. ☒ New formal drawings are enclosed.

12. ☐ The prior application is assigned of record to Trustees of Dartmouth College.
13. ☐ Priority of Application No.      filed on    in    (country) is claimed under 35 U.S.C. § 119.
- ☐ The certified copy of the priority application
- ☐ is enclosed
  - ☐ was filed on    in prior Application No.   , filed on
  - ☐ has not yet been filed.
14. ☒ A preliminary amendment is enclosed.
15. ☒ Also enclosed Information Sheet
16. ☒ The power of attorney in the prior application is to E. Joseph Gess.
- a. ☒ The power appears in the original papers in the prior application.
  - b. ☐ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
  - c. ☒ Recognize as Associate Attorney Robin L. Teskin, Registration No. 35,030.
  - d. ☒ Address all future communications to: (May only be completed by applicant, or attorney or agent of record.)

E. Joseph Gess  
BURNS, DOANE, SWECKER & MATHIS, L.L.P.  
P.O. Box 1404  
Alexandria, Virginia 22313-1404

December 31, 1998  
Date

By: Robin L. Teskin  
Robin L. Teskin  
Registration No. 35,030

ADDRESS OF  
SIGNATOR:

BURNS, DOANE, SWECKER & MATHIS, L.L.P.  
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☐ inventor(s)  
☐ assignee of complete interest  
☐ attorney or agent of record  
☒ filed under 37 C.F.R. § 1.34(a)